7/02/04





UNITED STATES PATENT AND TRADEMARK OFFICE (Docket No. 13539US03)

In the Application of:

Pope, Michael G.

Application No.:

10/632,043

Filed:

July 31, 2003

For:

IMPROVED APPARATUS

FOR WASTE GASIFICATION

Examiner:

Kenneth B. Rinehart

Group Art Unit:

3749

Attorney Docket No.: 13539US03

EV 435261736 US EXPRESS MAIL NO.

June 29, 2004

DATE

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents P.O. Box 1450 Alexandria VA 22313-1450

Dear Sirs:

Pursuant to 37 C.F.R. § 1.97-1.98 and in compliance with the duty of disclosure set forth in 37 C.F.R. § 1.56, it is respectfully requested that the following references be considered in the examination of the above-identified patent application:

U.S. Patents

| U.S. Pat. No. | <u>Date</u> | <u>Name</u> |
|---------------|-------------|---------------|
| 4,295,331 | 10-20-1981 | Rekant |
| 4,145,979 | 03-27-1979 | Lilley et al. |
| 4,305,732 | 12-15-1981 | Koenig et al. |
| 5,425,317 | 06-20-1995 | Schaub et al. |
| 4,142,867 | 03-06-1979 | Kiener |

Foreign Patents

| Document Number | <u>Date</u> | <u>Country</u> |
|-----------------|-------------|----------------|
| DT-2432504-A1 | 01-15-1976 | Germany |
| DE-2639165-A1 | 03-02-1978 | Germany |
| DE-4030743-A1 | 04-02-1992 | Germany |
| EP-0173628-A2 | 03-05-1986 | Europe |

In compliance with Applicant's duty under § 1.98(a)(3), Applicant submits that Applicant does not have an English-language translation of non-English foreign patents DT-2432504-A1, DE-2639165-A1, DE-4030743-A1, and EP-0173628-A2. These foreign patents appear under the References Cited portion of Applicant Michael Pope's U.S. Pat. No. 6,439,135 ("'135"), entitled "Organic Waste Gasification Processing And The Production Of Alternative Energy Sources," and are indicated on the face of that reference as being cited by the Examiner. Applicant Pope is unaware of the relevancy of these cited foreign references to the current application. Applicant does note that German reference DT-2432504-A1 is cited for priority in U.S. Pat. No. 4,142,867, a copy of which is submitted in this discloser. Due to the similarity in the fields of invention, namely waste gasification, the references identified in Applicant Pope's '135 patent have been deemed relevant to the current application. Therefore, the above identified non-English patents have been included in the present Information Disclosure Statement.

The above-identified reference(s) are listed on the attached Form PTO-1449. A copy of the cited foreign references are included with this disclosure. This submission is in no way intended as an admission that the above-cited references constitute prior art. Applicant expressly retains the right to take any actions necessary to remove the above-cited references from the available prior art. Consideration of the above-identified references in the examination of the present patent application is respectfully requested.

Docket No. 13539US03

The Commissioner is hereby authorized to charge any additional fees which may be required or credit any overpayment to Account No. 13-0017.

Respectfully submitted,

Gregory C. Schoode Registration No. 36,668

Attorney for Applicant

June 29, 2004 Date

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REFERENCE DESIGNATION

U.S. PATENT DOCUMENTS

| EXAMINER INITIAL | | DOCUMENT NUMBER | DATE | NAME | CLASS/ SUBCLASS | FILING DATE |
|------------------|----|--------------------|------------|---------------|--------------------|----------------|
| | A1 | 4,295,331 | 10-20-1981 | Rekant | | |
| | A2 | 4,145,979 | 03-27-1979 | Lilley et al. | | |
| | A3 | 4,305,732 | 12-15-1981 | Koenig et al. | | |
| | A4 | 5,425,317 | 06-20-1995 | Schaub et al. | | |
| | A5 | 4,142,867 | 03-06-1979 | Kiener | | |

FOREIGN PATENT DOCUMENTS

| EXAMINER INITIAL | | DOCUMENT NUMBER | DATE | COUNTRY | CLASS/ SUBCLASS | TRANSLATION YES NO | |
|---|-----|--------------------|------------|---------|--------------------|-----------------------|---|
| • | A6 | DT-2432504-A1 | 01-15-1976 | Germany | | | х |
| | A7 | DE-2639165-A1 | 03-02-1978 | Germany | | | х |
| *************************************** | A8 | DE-4030743-A1 | 04-02-1992 | Germany | | | х |
| | A9 | EP-0173628-A2 | 03-05-1986 | Europe | | | х |
| | A10 | | | | | | |

| EXAMINER INITIAL | | OTHER ART (Including Author, Title, Date, Pertinent Pages, etc.) | |
|------------------|-----|--|--|
| | A11 | | |
| | A12 | | |
| | A13 | | |
| J-M: | A14 | | |
| | A15 | | |
| | A16 | | |

| EXAMINER | DATE CONSIDERED | |
|----------|-----------------|--|
| | DATE CONSIDERED | |
| 1 | | |
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.